



DAC/  
JW

PATENT  
Customer No. 22,852  
Attorney Docket No. 05725.1033

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of: )  
Michel PHILIPPE et al. ) Group Art Unit: 1616  
Application No.: 10/086,451 ) Examiner: K. George  
Filed: March 4, 2002 ) Confirmation No.: 4003  
For: ANTI-WRINKLE COSMETIC OR )  
PHARMACEUTICAL )  
COMPOSITIONS COMPRISING )  
POLYMERS AND SALTS THEREOF )

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**PETITION UNDER 37 C.F.R. § 1.182 TO  
WITHDRAW A RECORDED TERMINAL DISCLAIMER**

Applicants hereby petition for the withdrawal of the recorded Terminal Disclaimer filed October 4, 2004. This petition is accompanied by the fee set forth in 37 C.F.R. § 1.17(h)

In the present case, the Examiner rejected claims 1 and 27 under the judicially created doctrine of obviousness-type double patenting over claim 1 of U.S. Patent No. 6,585,962, and provisionally rejected claims 1-4, 8-14, 21, 23, and 27 under the judicially created doctrine of obviousness-type double patenting as being unpatentable over claims 2-13, 18-21, and 23 of copending Application No. 10/086,248. In response to this rejection, Applicants filed a Terminal Disclaimer on October 4, 2004, to render these rejections moot.

Further to the cancellation of the subject matter of claims 1-4, 8-14, 21, 23, and 27 in the concurrently filed Amendment, however, Applicants submit that the Terminal Disclaimer is no longer appropriate in the present case. Since the subject matter of claim 25 was never rejected by the Examiner under the judicially created doctrine of obviousness-type double patenting, and since the only pending claim, i.e. claim 28, is directed to subject matter originally presented in claim 25, Applicants request the nullification of the previously recorded Terminal Disclaimer filed on October 4, 2004.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,  
GARRETT & DUNNER, L.L.P.

Dated: June 20, 2005

By: 

Mark D. Sweet  
Reg. No. 41,469